-14-01 FL

Docket No.: HO-P02074US0 (PATENT)

June 12, 2001

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EK102722499US, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the

In re Patent Application of: George G. Brownlee, et al.

Application No.: 09/674,892

Filed: May 6, 1999

ATTENUATED INFLUENZA VIRUSES For:

Group Art Unit: N/A

Examiner: Not Yet Assigned

Customer No. 26271

## INFORMATION DISCLOSURE STATEMENT (IDS)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents Washington, DC 20231

Dear Sir:

Pursuant to 37 CFR 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned.

A copy of each reference on PTO/SB/08 is attached.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. It is submitted that the Information Disclosure Statement is

in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. 10025165. A duplicate copy of this paper is enclosed.

Dated: June 12, 2001

Respectfully, submitted,

Melissa W. Acosta

Registration No.: 45,872

FULBRIGHT & JAWORSKI L.L.P.

1301 McKinney, Suite 5100 Houston, Texas 77010-3095

(713) 651-5151

Agent for Applicant